

JOURNAL OF THE HOUSE.

Thursday, July 28, 2016.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Nangle of Lowell in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Nangle), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag. Pledge of allegiance.

Statement of Representative Pignatelli of Lenox.

A statement of Mr. Pignatelli of Lenox was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sitting of Saturday, July 23. If I had been present, I would have voted in the affirmative on all roll call votes taken that day (being roll call numbers 306 to 410, inclusive). Statement of Mr. Pignatelli of Lenox.

Statement of Representative Ultrino of Malden.

A statement of Mr. Ultrino of Malden was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sitting of Saturday, July 23. If I had been present, I would have voted in the affirmative on all roll call votes taken that day (being roll call numbers 306 to 410, inclusive). Statement of Mr. Ultrino of Malden.

Resolutions.

Resolutions (filed with the Clerk by Mr. Pignatelli of Lenox) celebrating the fiftieth anniversary of the Boston University Tanglewood Institute, were referred under Rule 85, to the committee on Rules. Boston University Tanglewood Institute.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Mr. Tosado of Springfield presented a petition (subject to Joint Rule 12) of José F. Tosado and others relative to foreclosures and vacant properties; and the same was referred, under Rule 24, to the committee on Rules. Vacant properties.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Ms. Garlick of Needham, the

Vacant properties.

report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Housing. Sent to the Senate for concurrence.

Papers from the Senate.

Municipal roads and bridges.

The House Bill providing for the financing of certain improvements to municipal roads and bridges (House, No. 4424, amended) (its title having been changed by the Senate committee on Bills in the Third Reading), came from the Senate with the endorsement that it had been passed to be engrossed, in concurrence, by said branch with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2455, amended in section 2A, in line 36, inserting after the word "transportation" the following: "and the clerks of the house and senate"; striking out section 4; and striking out section 6 and inserting in place thereof the following section:

"SECTION 6. Item 1100-2511 of section 2A of chapter 286 of the acts of 2014 is hereby amended by inserting after the word 'provided', in line 4, the following words:—, that \$330,000 shall be expended for port security projects eligible for financing through grants from the Federal Management Agency when such projects are undertaken in collaboration with the Massachusetts emergency management agency and when such projects are based upon prior or anticipated future commitments of federal funds; provided further:."

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn.

Mr. Straus of Mattapoisett then moved that the House concur with the Senate in its amendment with a further amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4557. The further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

Marlborough,—land.

The House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the city of Marlborough (see House, No. 3560, changed and amended), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 5, in line 58, striking out the figures: "34" and inserting in place thereof the figures: "32".

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

Salem,—land.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to grant an easement in certain land to the city of Salem (House, No. 3970, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 1, in line 1, striking out the figures: "38" and inserting in place thereof the figures: "37".

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

The House Bill relative to fire safety (House, No. 2112, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out sections 2, 3 and 4 and inserting in place thereof the following two sections: Sprinkler fitters and contractors,—regulate.

"SECTION 2. Said section 81 of said chapter 146, as so appearing, is hereby further amended by inserting after the word 'modification', in line 25, the following words:—, service, testing.

SECTION 3. Said section 81 of said chapter 146, as so appearing, is hereby further amended by striking out the definition of 'Sprinkler fitter/journeyman sprinkler fitter' and inserting in place thereof the following definition:—

'Sprinkler fitter/journeyman sprinkler fitter', any person who has completed an apprenticeship training program satisfactory to the bureau, is employed by a licensed fire protection sprinkler system contractor and who, individually or with other sprinkler fitters, performs any work in sprinkler fitting subject to inspection under any law, ordinance, by-law, rule or regulation, but does not employ other sprinkler fitters:."

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

A Bill to strengthen the anti-human trafficking law (Senate, No. 2461) (on Senate bill No. 2444), was read; and it was referred, under Joint Rule 1E, to the committee on Health Care Financing. Bodywork therapists and human trafficking.

Bills

Authorizing the Department of Capital Asset Management and Maintenance to lease certain land in the town of Hull to The Friends of the Paragon Carousel, Inc. (Senate, No. 2219) (on Senate, No. 1656); Hull,—land.

Further strengthening public safety by reducing unlicensed, uninsured driving by OUI offenders (Senate, No. 2462) (on Senate, No. 2445); OUI offenses.

Authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Concord (Senate, No. 2272) (on a petition); Concord,—land.

Relative to the Commonwealth's direct-care workforce for elderly and disabled consumers (Senate, No. 2466, amended by inserting after section 1 the following 9 sections: Direct-care workforce.

"SECTION 1A. Section 72F of chapter 111 of the General Laws, as so appearing, is hereby amended by inserting after the definition of 'abuse' the following definition:—

'Assisted living residence', an entity required to be certified under chapter 19D.

SECTION 1B. Said section 72F of said chapter 111, as so appearing, is hereby further amended by inserting after the definition of 'patient' the following definition:—

'Personal care services provider', a person providing personal care services as defined in 651 CMR 12.02.

Direct-care
workforce.

SECTION 1C. Said section 72F of said chapter 111, as so appearing, is hereby further amended by inserting after the figure '71', in line 44, the following words:— or an assisted living residence certified under chapter 19D.

SECTION 1D. Section 72G of said chapter 111, as so appearing, is hereby amended by inserting after the word 'therapist', in lines 6 and 7, the following words:— , personal care services provider, nurse practitioner, registered dietician.

SECTION 1E. Said section 72G of said chapter 111, as so appearing, is hereby further amended by inserting after the word 'agency', in lines 28 and 33, in each instance, the following words:— , assisted living residence.

SECTION 1F. Said section 72G of said chapter 111, as so appearing, is hereby further amended by inserting after the word 'facility', in lines 39 and 40, the following words:— or assisted living residence.

SECTION 1G. Section 72H of said chapter 111, as so appearing, is hereby amended by inserting after the word 'program', in line 10, the following words:— , assisted living residence.

SECTION 1H. Said section 72H of said chapter 111, as so appearing, is hereby further amended by inserting after the word 'facility', in lines 17 and 19, in each instance, the following words:— or assisted living residence.

SECTION 1I. Section 72J of said chapter 111, as so appearing, is hereby amended by striking out the second and third paragraphs and inserting in place thereof the following 4 paragraphs:—

The registry shall also contain specific documented findings by the department, made in accordance with this section, of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property involving an individual listed on the registry, a home health aide, a homemaker or a personal care services provider and a brief statement by the individual disputing those findings. In the case of inquiries to the registry concerning a nurse aide, a home health aide, a homemaker or a personal care services provider, any information disclosed concerning a finding of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property shall also include a disclosure of any statement in the registry relating to the finding or a clear and accurate summary of any such statement. All facilities, home health agencies, assisted living residences and homemaker agencies shall contact the registry prior to hiring an employee to ascertain if there is a finding of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property against a nurse aide, home health aide, homemaker or personal care services provider. No facility, home health agency, assisted living residence or homemaker agency shall hire an individual whose name appears in the registry with an adjudicated finding of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property if that individual is under a suspension imposed by the department under the terms of this section.

The department shall make a finding as to the accuracy of allegations of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property after providing notice to the nurse aide, home health aide, homemaker or personal care services

provider involved in the allegation and a reasonable opportunity for a hearing for the individual to rebut such allegations. If the department finds that a nurse aide, home health aide, homemaker or personal care services provider abused, mistreated or neglected a patient or resident or misappropriated patient or resident property, the department shall notify the nurse aide, home health aide, homemaker or personal care services provider and the employer thereof and the registry of that finding. The department shall not make a finding that an individual has neglected a patient or resident if the individual demonstrates that such neglect was caused by factors beyond the control of the individual. Upon making a finding of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property, the department may suspend the right of such individual to work as a nurse aide, home health aide, homemaker or personal care services provider. The department shall include the terms of any such suspension in the registry and no facility, home health agency, assisted living residence or homemaker agency shall hire that individual until the suspension has been served to its completion.

If the individual is charged with and convicted of a crime arising out of a report of abuse, the department shall permanently suspend the individual's ability to work as a nurse aide, home health aide, homemaker or personal care services provider; provided, however, that if an individual's finding of guilt is overturned on appeal, the individual may appeal to the department to overturn the suspension.

If a case is continued without a finding, the department may permanently suspend an individual's ability to work as a nurse aide, home health aide, homemaker or personal care services provider and shall make such a finding on the record to that effect after notice to that individual and an opportunity to appeal; provided, however, that a case continued without a finding shall appear in the registry as part of the registrant's record for not less than the length of probation or sanction imposed on the individual by the court. A person who is subject to a temporary or permanent suspension shall not offer services, whether publicly or privately funded, as a caregiver or in another direct service capacity to persons with a physical, intellectual or developmental disability, a mental illness or to children or elderly persons. An individual in violation of this paragraph shall be subject to a fine of not more than \$5,000.) (on Senate bill No. 77);

To reduce the risks associated with allergic reactions (Senate, No. 2468) (on Senate, No. 1220);

Relative to voluntary towing reform (Senate, No. 2469) (on Senate bill No. 1289);

Relative to the protection of propane gas ratepayers (Senate, No. 2470) (on Senate bill No. 1758);

Relative to amphibious sight-seeing vehicle safety (Senate, No. 2473) (on Senate bill No. 2456);

Authorizing the Commonwealth to grant an easement to the town of Barnstable and the town of Barnstable to grant or assign several conservation restrictions to the Commonwealth (Senate, No. 2474) (on Senate bill No. 1990);

Pertaining to the town of Bellingham and water main easement (Senate, No. 2475) (on Senate bill No. 2117); and

Allergic
reactions.

Towing
reform.

Propane
gas.

Sight-seeing
vehicles.

Barnstable,—
easements.

Bellingham,—
easements.

Motor vehicles,— inspection stations.— Relative to the licensure of motor vehicle inspection stations (Senate, No. 2476) (on Senate bill No. 2264); and
 Resolves
 Congo— minerals.— Examining Commonwealth procurement policies relative to Congo conflict minerals (Senate, No. 2463) (on Senate bill No. 1682);
 Schools,— start time.— Authorizing a study of starting times and schedules (Senate, No. 2464) (on Senate bill No. 2221); and
 Sexual assault.— Creating a sexual assault climate survey for Massachusetts colleges and universities (Senate, No. 2471) (on Senate bill No. 2242);
 Severally passed to be engrossed by the Senate were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Woburn,— land.— A Bill relative to authorizing the temporary use of the Clapp Elementary School property in the city of Woburn for civic purposes (Senate, No. 2249) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.
 Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.
 Under suspension of rules, on motion of Ms. Garlick of Needham, the bill was read a second time forthwith; and it was ordered to a third reading.
 Subsequently under further suspension of the rules, on motion of Mr. Wong of Saugus, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, in concurrence.

Oil tank cleanup fund.— A Bill relative to the membership of the Underground Storage Tank Petroleum Cleanup Fund Administrative Reuse Board (Senate, No. 2096) (on a petition), passed to be engrossed by the Senate was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.
 Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.
 Under suspension of the rules, on motion of Ms. Garlick of Needham, the bill was read a second time forthwith; and it was ordered to a third reading.

Hubbardston,— land.— A Bill authorizing the town of Hubbardston to convey a certain parcel of land (Senate, No. 2130) (on a petition) [Local Approval Received], passed to be engrossed by the Senate was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.
 Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.
 Under suspension of the rules, on motion of Mr. Smizik of Brookline, the bill was read a second time forthwith; and it was ordered to a third reading.

Carver,— finance department.— A petition (accompanied by bill, Senate, No. 2460) of Marc R. Pacheco and Susan Williams Gifford (by vote of the town) for legislation to create a department of municipal finance in the town of Carver

under the direction of a finance director, was referred, in concurrence, to the committee on Municipalities and Regional Government.

The following notice was received from the Clerk of the Senate, to wit:—
 July 28, 2016.

Honorable Robert A. DeLeo
 Speaker of the House of Representatives
 Room 356, State House
 Boston, MA 02133

Dear Mr. Speaker:

I have the honor to inform you that the Honorable Bruce E. Tarr, Senate Minority Leader, has announced the appointment (pursuant to Section 187 of Chapter 133 of the Acts of 2016) of Patricia A. Gentile, President of North Shore Community College, as his appointee to the Special Commission of Interstate Reciprocity Agreements.

Respectfully submitted,

WILLIAM F. WELCH,
 Clerk of the Senate.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Thomas J. Calter that the Silver Lake Regional School District be authorized to convey a certain parcel of land to the town of Kingston. Under suspension of the rules, on motion of Ms. Garlick of Needham, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the Senate Bill authorizing the town of Middleborough to exchange certain parcels of conservation land (Senate, No. 2090, changed and amended) [Local Approval Received], be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Rushing of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently under suspension of the rules, on motion of Ms. Garlick of Needham, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, in concurrence.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the House Bill authorizing the conveyance and change of use of a parcel of park land in the city of Salem (House, No. 4464) [Local Approval Received], be scheduled for consideration by the House.

Special Commission of Interstate Reciprocity Agreements.

Kingston,— land.

Middleborough,— land.

Salem,— land.

Salem,—
land.

Under suspension of Rule 7A, on motion of Mr. Rushing of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently under suspension of the rules, on motion of Ms. Garkick of Needham, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, its title having been changed by said committee to read: "An Act authorizing the conveyance of a parcel of park land in the city of Salem." Sent to the Senate for concurrence.

Weston,—
land.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the House Bill authorizing the town of Weston to transfer certain recreation land being portions of Nolte Forest (House, No. 4508) [Local Approval Received], be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Rushing of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently under suspension of the rules, on motion of Ms. Garkick of Needham, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

Senate bills

Enhancing courthouse security (Senate, No. 940);

Establishing Peace Day in the Commonwealth (Senate, No. 2181, amended); and

Relative to serving wine in private clubs (Senate, No. 2244, amended); and

House bills

Relative to the 2016 special town election in the town of East Longmeadow (printed in House, No. 4382);

Validating the actions taken at the annual town election held in the town of Blandford (printed in House, No. 4449);

Establishing a sick leave bank for Jamie Mascarello, an employee of the Office of the Commissioner of Probation (House, No. 4481);

Authorizing the town of Fairhaven to issue an additional license for the sale of wine and malt beverages to be drunk on the premises (House, No. 4528) [Local Approval Received]; and

Authorizing the city of Salem to grant 2 additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 4529) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on motion of Mr. Rushing of Boston, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Michelwitz of Boston, for the committee on Financial Services, on a petition, a Bill providing for certain health insurance coverage

Health insurance coverage.

(House, No. 3488). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to land in the city of Boston (House, No. 4540). Read; and referred, under Rule 33, to the committee on Ways and Means.

Boston,—
land.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4429, a Bill authorizing the town of Foxborough to grant four additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4549) [Local Approval Received].

Foxborough,—
liquor licenses.

By the same member, for the same committee, on House, No. 4430, a Bill authorizing the town of Foxborough to grant three additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4550) [Local Approval Received].

Id.

By the same member, for the same committee, on House, No. 4431, a Bill authorizing the town of Foxborough to grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4551) [Local Approval Received].

Id.

By the same member, for the same committee, on House, No. 4462, a Bill authorizing the town of Dracut to grant four additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 4552) [Local Approval Received].

Dracut,—
liquor licenses.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the town of Boylston to sell a portion of a certain town property (House, No. 4533) [Local Approval Received].

Boylston,—
property.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

The Senate Bill protecting abandoned animals in vacant properties (Senate, No. 2375, amended); and

Abandoned animals.

House bills

Advancing and expanding access to telemedicine services (House, No. 4442); and

Telemedicine.

Relative to speed limits (House, No. 4470); and

Speed limits.

The House Resolve establishing a special commission on behavioral health promotion and upstream prevention (House, No. 4128);

Behavioral health,—
study.

Severally placed in the Orders of the Day for the next sitting for a second reading.

Emergency Measure.

The engrossed Bill relative to simulcasting and racing days (see House, No. 4459, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Simulcasting and racing days.

Simulcasting and racing days.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 3 to 0. Sent to the Senate for concurrence.

Bill enacted.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Bill enacted.

The engrossed Bill validating the actions taken at a special town meeting held in the town of Templeton (see House bill printed in House, No. 4439) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Engrossed bills

Bills enacted.

Relative to respiratory therapy (see Senate, No. 1150, amended); and Designating certain lands in the town of Adams for conservation and public recreational purposes (see Senate, No. 1631);

(Which severally originated in the Senate);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

House bills

Third reading bills.

Designating the Westfield district courthouse as the John Greaney Courthouse (House, No. 1642) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the town of Orleans to amend a certain conservation restriction (House, No. 4447);

Authorizing the grant of an easement to the town of Bourne and to grant to the Department of Fish and Game a conservation restriction on town land (House, No. 4516); and

Authorizing the Division of Capital Asset Management and Maintenance to grant to The Association for Community Living, Inc. certain parcels of land in the city of Springfield (House, No. 4522);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Real estate appraisal services.

The House Bill providing timely consumer protection for users of real estate appraisal services (House, No. 269), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“Section 189 of chapter 112 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by adding the following paragraph:—

No action may be taken pursuant to this section against a person licensed pursuant to sections 173 to 195, inclusive, unless the action is commenced within: (1) 5 years of the date of the certified appraisal report; or (2) 2 years of the final disposition of any judicial proceeding in which the appraiser provided testimony related to the appraisal assignment, whichever period expires later.”.

The amendment was adopted; and the bill (House, No. 269, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill concerning nondiscrimination in access to organ transplantation (House, No. 4332, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Organ transplantation,— access.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in lines 79 and 81 by striking out the following: “section 7” and inserting in place thereof, in each instance, the following: “subsection (b)”.

The amendments were adopted; and the bill (House, No. 4332, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land to the city of Northampton (House, No. 4423) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Northampton,— land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 11 to 14, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: “Said parcel shall be subject to an agricultural preservation restriction or conservation restriction held by the city, under the care and custody of its conservation commission, provided, however, that no such restriction shall limit the city’s ability to use the land as farmland, including as a community garden.”.

The amendment was adopted; and the bill (House, No. 4423, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to grant certain easements to the New England Power Company (House, No. 4388) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Grafton,— land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 3, in line 73, by striking out the word “shall”.

The amendment was adopted; and the bill (House, No. 4388, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Older adults,—
task force.

The House Bill establishing a task force on Massachusetts older adults of all incomes (House, No. 4460), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Chan of Quincy and other members of the House moved to amend it in section 1, in line 8, by inserting after the word “culturally” the words “and linguistically”; and the amendment was adopted.

Mr. Jones of North Reading then moved to amend the bill in section 1, in lines 11 to 25, inclusive, by striking out the text contained in those lines and inserting in place thereof the following subsection:

“(b) The task force shall consist of 15 members as follows: the house and senate chairs of the joint committee on elder affairs or their designees, who shall serve as co-chairs; the secretary of elder affairs or a designee; the assistant secretary for MassHealth or a designee; the secretary of veterans’ services or a designee; the house minority leader or designee; the senate minority leader or designee; the director of the Gerontology Institute at the University of Massachusetts Boston or a designee; the president of the Tufts Health Plan Foundation or a designee; the president of the Blue Cross Blue Shield Foundation of Massachusetts or a designee; 1 older adult board member of a local council on aging, who shall be appointed by the Massachusetts Association of Councils on Aging and who shall not be an employee or paid consultant of the Association or of a local council on aging or of a senior center; 1 older adult member of the Massachusetts Senior Action Council, who shall not be an employee or paid consultant of the Senior Action Council; 1 member of AARP Massachusetts, who shall not be an employee or paid consultant of AARP; 1 older adult member of the Multicultural Coalition on Aging, who shall be an individual member of the Coalition and who shall not be an employee or paid consultant of the Coalition or of any of its member organizations and; 1 member who shall be an unpaid family or friend caregiver of an older adult.”

The amendment was adopted; and the bill (House, No. 4460, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Chesterfield,—
land.

The House Bill authorizing the conveyance of a certain parcel of land in the town of Chesterfield to Denise T. Cormier (House, No. 4469) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1 by adding the following sentence: “The parcel to be conveyed is a portion of the property acquired by the commonwealth by deed recorded with the Hampshire registry of deeds in book 6125, page 131.”

In section 2, in line 15, by striking out the words “, if deemed necessary by the department, DCAMM and DCR”; and, in line 18 by inserting after the word “potential” the following: “; provided however, that the division of capital asset management and the department of conservation and recreation may elect to accept nominal consideration for the conveyance authorized by section 1”.

The amendments were adopted; and the bill (House, No. 4469, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the Department of Conservation and Recreation to grant certain easements to the town of Plymouth over a portion of Pilgrim Memorial State Park (House, No. 4515), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Plymouth,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in line 17, by striking out the word “, subject” and inserting in place thereof the words “. The grant of the easements shall be subject”; and

In section 2, in lines 23 and 24, by striking out the words “To mitigate impacts to public parkland and ensure a no-net-loss of lands protected for natural resource purposes” and inserting in place thereof the following: “In consideration of and as a condition of the grant of the easements authorized in section 1”.

The amendments were adopted; and the bill (House, No. 4515, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to land in Northampton (House, No. 4520, amended) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Northampton,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in line 12, by striking out the words “described in this act” and inserting in place thereof the words “of providing affordable housing”, in lines 16 and 18, by striking out the word “act” and inserting in place thereof, in each instance, the word “section”; and by striking out section 3 and inserting in place thereof the following section:

“SECTION 3. Section 16 of said chapter 86 is hereby amended by adding the following paragraph:—

Upon the conveyance of the parcel to the city of Northampton, the city of Northampton may then convey the parcel to a non-profit operator of an emergency shelter for the homeless; provided, that the deed shall contain a provision by which title to the parcel shall revert to the city of Northampton if the grantee ceases to operate an emergency shelter for the homeless. Upon reversion, the city of Northampton may again convey the parcel to a non-profit operator of an emergency shelter for the homeless or for affordable housing for the homeless, the formerly homeless or those at risk of homelessness, in accordance with this section.”

The amendments were adopted; and the bill (House, No. 4520, amended) was passed to be engrossed. Sent to the Senate for concurrence.

At twelve minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Nangle of Lowell being in the Chair), the House recessed subject to the call of the Chair; and at four minutes before two o'clock P.M., the House was called to order with Mr. Nangle in the Chair.

Recess.

Public
health,
study.

The Senate Resolve establishing the special commission on local and regional public health (Senate, No. 2296, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pending the question on passing the resolve, as amended, to be engrossed, in concurrence, Mr. Jones of North Reading moved to amend it in lines 5 to 25, inclusive, by striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

"The commission shall consist of the following persons, or their designees: the secretary of administration and finance; the commissioner of public health, who shall serve as chair; the commissioner of environmental protection; the commissioner of agricultural resources; 2 members of the house of representatives, 1 of whom shall be appointed by the speaker of the house and 1 of whom shall be appointed by the house minority leader; 2 members of senate, 1 of whom shall be appointed by the senate president and 1 of whom shall be appointed by the senate minority leader; a representative of the Massachusetts Municipal Association; a representative of the Massachusetts Taxpayers Foundation; a representative of the Massachusetts Public Health Association; a representative of the Massachusetts Health Officers Association; a representative of the Massachusetts Association of Health Boards; a representative of the Massachusetts Environmental Health Association; a representative of the Massachusetts Association of Public Health Nurses; a representative of the Western Massachusetts Public Health Association; a representative of the Massachusetts Public Health Regionalization Project working group at Boston University School of Public Health; and 8 persons to be appointed by the governor, 1 of whom shall be a representative of a research or academic institution with experience in public health data collection and analysis; 1 of whom shall be a representative of a community health center; 1 of whom shall be a representative of a hospital system; 1 of whom shall have expertise in public health workforce development; 1 of whom shall be a public health representative of a municipality with a population greater than 50,000; 1 of whom shall be a public health representative of a municipality with a population between 5,000 and 50,000; and 1 of whom shall be a public health representative of a regional service model that includes at least 1 town with a population of less than 5,000."

The amendment was adopted.

Ms. Garlick of Needham then moved to amend the resolve by adding the following paragraph:

"The commission shall prepare and submit to the governor, the joint committee on public health and the house and senate committee on ways and means a report that includes: (i) a summary of the commission's findings; (ii) a review of local public health organization and financing in other states; (iii) a review of the strengths and weaknesses of the local public health system as it currently exists in the commonwealth, with particular emphasis on capacity, functionality and efficiency; (iv) recommendations on organizational and fiscal models that would work to ensure capacity across municipalities; (v) recommendations on the sharing of resources across municipalities, including regionalization; (vi) recommendations to strengthen public health data reporting, gathering and

analysis, including any recommendations on mandatory reporting of local health authorities to the department; (vii) recommendations on resources needed to effectively meet statutory responsibilities at the state and local level; and (viii) recommendations to strengthen the local public health workforce and ensure training of the next generation of local public health professionals, including leveraging academic partnerships. The commission shall submit its final report by July 31, 2017."

The amendment was adopted; and the resolve (Senate, No. 2296, amended), was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House (for text of resolve as amended by the House, see House document numbered 4458, amended).

The House Bill authorizing the town of Weston to transfer certain recreation land known as Cat Rock (House, No. 4507), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Weston,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in line 5, by striking out the figures: "363" and inserting in place thereof the figures: "366".

The amendment was adopted; and the bill (House, No. 4507, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At twenty-four minutes after two o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Nangle of Lowell being in the Chair), the House recessed until three o'clock; and at fourteen minutes before four o'clock P.M., the House was called to order with Mr. Nangle in the Chair.

Recess.

Emergency Measures.

The engrossed Bill authorizing the Department of Fish and Game to acquire land of the town of Townsend (see House, No. 3748, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Townsend,—
land.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 3 to 0. Sent to the Senate for concurrence.

The engrossed Bill providing for the financing of certain improvements to municipal roads and bridges (see House, No. 4424, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Municipal
roads and
bridges.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 3 to 0. Sent to the Senate for concurrence.

Chicopee,—
land.

The engrossed Bill relative to the conveyance of an easement in the city of Chicopee (see House, No. 4441) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 3 to 0. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Saturday next at eleven o'clock A.M.

At eight minutes before four o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Nangle of Lowell being in the Chair), the House adjourned, to meet the following Saturday at eleven o'clock A.M.